

Sec. 608a-1.	Repealed.	Sec. 612a, 612b.	Omitted.
608b.	Marketing agreements; exemption from anti-trust laws; inspection requirements for handlers not subject to agreements.	612c.	Appropriation to encourage exportation and domestic consumption of agricultural products.
608c.	Orders regulating handling of commodity.	612c-1.	Authorization for appropriations to increase domestic consumption of surplus farm commodities.
	(1) Issuance by Secretary.	612c-2.	Technical support to exporters and importers of United States agricultural products; scope of support provided by Department of Agriculture.
	(2) Commodities to which applicable; single commodities and separate agricultural commodities.	612c-3.	Repealed.
	(3) Notice and hearing.	612c-4.	Purchase of specialty crops.
	(4) Finding and issuance of order.		(a) General purchase authority.
	(5) Milk and its products; terms and conditions of orders.		(b) Purchase authority.
	(6) Other commodities; terms and conditions of orders.		(c) Definitions.
	(7) Terms common to all orders.	613.	Termination date; investigations and reports.
	(8) Orders with marketing agreement.	613a.	Repealed.
	(9) Orders with or without marketing agreement.	614.	Separability.
	(10) Manner of regulation and applicability.	615.	Refunds of tax; exemptions from tax; compensating tax; compensating tax on foreign goods; covering into Treasury.
	(11) Regional application.	616.	Stock on hand when tax takes effect or terminates.
	(12) Approval of cooperative association as approval of producers.	617.	Refund on goods exported; bond to suspend tax on commodity intended for export.
	(13) Retailer and producer exemption.	618.	Existing contracts; imposition of tax on vendee; collection.
	(14) Violation of order; penalty.	619.	Collection of tax; provisions of internal revenue laws applicable; returns.
	(15) Petition by handler for modification of order or exemption; court review of ruling of Secretary.	619a.	Cotton tax, time for payment.
	(16) Termination of orders and marketing agreements.	620.	Falsely ascribing deductions or charges to taxes; penalty.
	(17) Provisions applicable to amendments.	621.	Machinery belting processed from cotton; exemption from tax.
	(18) Milk prices.	622.	Omitted.
	(19) Producer or processor referendum for approving order.	623.	Actions relating to tax; legalization of prior taxes.
608c-1.	Repealed.		(a) Action to restrain collection of tax or obtain declaratory judgment forbidden.
608d.	Books and records.		(b) Taxes imposed prior to August 24, 1935, legalized and ratified.
608e.	Repealed.		(c) Rental and benefit payments, agreements, and programs made prior to August 24, 1935, legalized and ratified.
608e-1.	Import prohibitions on specified foreign produce.	624.	Limitation on imports; authority of President.
	(a) Import prohibitions on tomatoes, avocados, limes, etc.	625.	Review of Burley tobacco imports by Secretary of Agriculture; price-support levels; excessive stocks.
	(b) Extension of time for marketing order; factors; review.	626.	Import inventory.
	(c) Notification of United States Trade Representative of import restrictions; advisement of Secretary of Agriculture.		(a) Compilation and report on imports.
	(d) Proposed prohibition or regulation; authority of Secretary of Agriculture to proceed.		(b) Compilation and report on consumption.
608f.	Repealed.		(c) Issuing of data.
609.	Processing tax; methods of computation; rate; what constitutes processing; publicity as to tax to avoid profiteering.	627.	Dairy forward pricing pilot program.
610.	Administration.		(a) Pilot program required.
	(a) Appointment of officers and employees; impounding appropriations.		(b) Minimum milk price requirements.
	(b) State and local committees or associations of producers; handlers' share of expenses of authority or agency.		(c) Milk covered by pilot program.
	(c) Regulations; penalty for violation.		(d) Duration.
	(d) Regulations of Secretary of the Treasury.		(e) Study and report on effect of pilot program.
	(e) Review of official acts.		
	(f) Geographical application.		SUBCHAPTER IV—REFUNDS
	(g) Officers; dealing or speculating in agricultural products; penalties.		641 to 659. Omitted.
	(h) Adoption of Federal Trade Commission Act; hearings; report of violations to Attorney General.		
	(i) Cooperation with State authorities; imparting information.		CHAPTER REFERRED TO IN OTHER SECTIONS
	(j) Definitions.		This chapter is referred to in sections 499b-1, 671, 672, 673, 1446, 7958 of this title; title 12 section 1150a; title 16 section 2005b; title 18 section 433; title 41 section 22.
611.	“Basic agricultural commodity” defined; exclusion of commodities.		SUBCHAPTER I—DECLARATION OF CONDITIONS AND POLICY
612.	Appropriation; use of revenues; administrative expenses.		§ 601. Declaration of conditions
			It is declared that the disruption of the orderly exchange of commodities in interstate

commerce impairs the purchasing power of farmers and destroys the value of agricultural assets which support the national credit structure and that these conditions affect transactions in agricultural commodities with a national public interest, and burden and obstruct the normal channels of interstate commerce.

(May 12, 1933, ch. 25, title I, § 1, 48 Stat. 31; June 3, 1937, ch. 296, §§ 1, 2(a), 50 Stat. 246.)

SHORT TITLE

Section 8(a) of act June 16, 1933, ch. 90, 48 Stat. 199, provided in part that title I of act May 12, 1933, which is classified to this chapter, may for all purposes be referred to as the "Agricultural Adjustment Act."

VALIDITY OF CERTAIN SECTIONS AFFIRMED

Act June 3, 1937, ch. 296, §§ 1, 2, 50 Stat. 246, provided as follows: "The following provisions of the Agricultural Adjustment Act, as amended, not having been intended for the control of the production of agricultural commodities, and having been intended to be effective irrespective of the validity of any other provision of that Act are expressly affirmed and validated, and are reenacted without change except as provided in section 2:

"(a) Section 1 (relating to the declaration of emergency [this section]);

"(b) Section 2 (relating to declaration of policy [section 602 of this title]);

"(c) Section 8a(5), (6), (7), (8), and (9) (relating to violations and enforcement [section 608a(5), (6), (7), (8), and (9) of this title]);

"(d) Section 8b (relating to marketing agreements [section 608b of this title]);

"(e) Section 8c (relating to orders [section 608c of this title]);

"(f) Section 8d (relating to books and records [section 608d of this title]);

"(g) Section 8e (relating to determination of base period [former section 608e of this title]);

"(h) Section 10(a), (b)(2), (c), (f), (g), (h), and (i) (miscellaneous provisions [section 610(a), (b)(2), (c), (f), (g), (h), and (i) of this title]);

"(i) Section 12(a) and (c) (relating to appropriation and expenses [section 612(a) and (c) of this title]);

"(j) Section 14 (relating to separability [section 614 of this title]);

"(k) Section 22 (relating to imports [section 624 of this title]).

"SEC. 2. The following provisions, reenacted in section I of this act, are amended as follows: * * * [sections 601, 602(1), 608a(6), 608c(5)(B)(d), (6)(B), (6)(B)(18), (19), 610(c), (f), 612(a) of this title]."

Section 2 of act June 3, 1937, also added subsec. (j) to section 610.

Section 2 of act June 3, 1937, was amended by act Aug. 5, 1937, ch. 567, 50 Stat. 563, which amending act provided for amendments to subsecs. (2) and (6) of section 608c of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 671, 672, 673, 1392 of this title.

§ 602. Declaration of policy; establishment of price basing period; marketing standards; orderly supply flow; circumstances for continued regulation

It is declared to be the policy of Congress—

(1) Through the exercise of the powers conferred upon the Secretary of Agriculture under this chapter, to establish and maintain such orderly marketing conditions for agricultural commodities in interstate commerce as will establish, as the prices to farmers, parity

prices as defined by section 1301(a)(1) of this title.

(2) To protect the interest of the consumer by (a) approaching the level of prices which it is declared to be the policy of Congress to establish in subsection (1) of this section by gradual correction of the current level at as rapid a rate as the Secretary of Agriculture deems to be in the public interest and feasible in view of the current consumptive demand in domestic and foreign markets, and (b) authorizing no action under this chapter which has for its purpose the maintenance of prices to farmers above the level which it is declared to be the policy of Congress to establish in subsection (1) of this section.

(3) Through the exercise of the powers conferred upon the Secretary of Agriculture under this chapter, to establish and maintain such production research, marketing research, and development projects provided in section 608c(6)(I) of this title, such container and pack requirements provided in section 608c(6)(H) of this title¹ such minimum standards of quality and maturity and such grading and inspection requirements for agricultural commodities enumerated in section 608c (2) of this title, other than milk and its products, in interstate commerce as will effectuate such orderly marketing of such agricultural commodities as will be in the public interest.

(4) Through the exercise of the powers conferred upon the Secretary of Agriculture under this chapter, to establish and maintain such orderly marketing conditions for any agricultural commodity enumerated in section 608c(2) of this title as will provide, in the interests of producers and consumers, an orderly flow of the supply thereof to market throughout its normal marketing season to avoid unreasonable fluctuations in supplies and prices.

(5) Through the exercise of the power conferred upon the Secretary of Agriculture under this chapter, to continue for the remainder of any marketing season or marketing year, such regulation pursuant to any order as will tend to avoid a disruption of the orderly marketing of any commodity and be in the public interest, if the regulation of such commodity under such order has been initiated during such marketing season or marketing year on the basis of its need to effectuate the policy of this chapter.

(May 12, 1933, ch. 25, title I, § 2, 48 Stat. 32; Aug. 24, 1935, ch. 641, §§ 1, 62, 49 Stat. 750, 782; June 3, 1937, ch. 296, §§ 1, 2(b), 50 Stat. 246, 247; Aug. 1, 1947, ch. 425, § 1, 61 Stat. 707; July 3, 1948, ch. 827, title III, § 302(a), 62 Stat. 1257; Aug. 28, 1954, ch. 1041, title IV, § 401(a), 68 Stat. 906; Pub. L. 87-128, title I, § 141(1), Aug. 8, 1961, 75 Stat. 303; Pub. L. 89-330, § 1(a), Nov. 8, 1965, 79 Stat. 1270; Pub. L. 91-292, § 1(1), June 25, 1970, 84 Stat. 333.)

AMENDMENTS

1970—Subsec. (3). Pub. L. 91-292 inserted authority to establish and maintain the production research, marketing research, and development projects provided in section 608c(6)(I) of this title.

¹ So in original. Probably should be followed by a comma.

1965—Subsec. (3). Pub. L. 89-330 inserted “such container and pack requirements provided in section 608c(6)(H) of this title”.

1961—Subsec. (5). Pub. L. 87-128 added subsec. (5).

1954—Subsec. (4). Act Aug. 28, 1954, added subsec. (4).

1948—Subsec. (1). Act July 3, 1948, made definition of “parity” conform to definition stated in section 1301(a)(1) of this title.

1947—Subsec. (3). Act Aug. 1, 1947, added subsec. (3).

1937—Act June 3, 1937, inserted “orderly marketing conditions for agricultural commodities in interstate commerce as will establish” before “as the prices to farmers”.

1935—Subsec. (1). Act Aug. 24, 1935, ch. 641, §1, amended first sentence and act Aug. 24, 1935, ch. 641, §62, amended second and third sentences.

Subsec. (2). Act Aug. 24, 1935, amended subsec. (2).

EFFECTIVE DATE OF 1948 AMENDMENT

Amendment by act July 3, 1948, effective Jan. 1, 1950, see section 303 of act July 3, 1948, set out as a note under section 1301 of this title.

VALIDITY OF SECTION AFFIRMED

Section 1 of act June 3, 1937, affirmed and validated, and reenacted without change the provisions of this section except for the amendment to subsec. (1) by section 2 of said act. See note set out under section 601 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 608c, 609, 672, 673, 1392 of this title.

SUBCHAPTER II—COTTON OPTION CONTRACTS

§ 603. Government owned cotton; transfer to Secretary of Agriculture; powers of Secretary

The Farm Credit Administration and all departments and other agencies of the Government, not including the Federal intermediate credit banks are directed—

(a) To sell to the Secretary of Agriculture at such price as may be agreed upon, not in excess of the market price, all cotton now owned by them.

(b) To take such action and to make such settlements as are necessary in order to acquire full legal title to all cotton on which money has been loaned or advanced by any department or agency of the United States, including futures contracts for cotton or which is held as collateral for loans or advances and to make final settlement of such loans and advances as follows:

(1) In making such settlements with regard to cotton, including operations to which such cotton is related, such cotton shall be taken over by all such departments or agencies other than the Secretary of Agriculture at a price or sum equal to the amounts directly or indirectly loaned or advanced thereon and outstanding, including loans by the Government, department or agency and any loans senior thereto, plus any sums required to adjust advances to growers to 90 per centum of the value of their cotton at the date of its delivery in the first instance as collateral to the department or agency involved, such sums to be computed by subtracting the total amount already advanced to growers on account of pools of which such cotton was a part, from 90 per centum of the value of the cotton to be taken over as of the time of such delivery as collat-

eral, plus unpaid accrued carrying charges and operating costs on such cotton, less, however, any existing assets of the borrower derived from net income, earnings, or profits arising from such cotton, and from operations to which such cotton is related; all as determined by the department or agency making the settlement.

(2) The Secretary of Agriculture shall make settlements with respect to cotton held as collateral for loans or advances made by him on such terms as in his judgment may be deemed advisable, and to carry out the provisions of this section, is authorized to indemnify or furnish bonds to warehousemen for lost warehouse receipts and to pay the premiums on such bonds.

When full legal title to the cotton referred to in this subsection has been acquired, it shall be sold to the Secretary of Agriculture for the purposes of this section, in the same manner as provided in subsection (a) of this section.

(c) The Secretary of Agriculture is authorized to purchase the cotton specified in subsections (a) and (b) of this section.

(May 12, 1933, ch. 25, title I, §3, 48 Stat. 32; 1933 Ex. Ord. No. 6084, Mar. 22, 1933.)

CHANGE OF NAME

Ex. Ord. No. 6084, set out as a note preceding section 2241 of Title 12, Banks and Banking, changed the name of “Federal Farm Board” to “Farm Credit Administration”.

TRANSFER OF FUNCTIONS

Ex. Ord. No. 9322, Mar. 26, 1943, 8 F.R. 3807, as amended by Ex. Ord. No. 9334, Apr. 19, 1943, 8 F.R. 5423, removed Farm Credit Administration from Food Production Administration of Department of Agriculture and returned it to its former status as a separate agency of Department.

Ex. Ord. No. 9280, Dec. 5, 1942, 7 F.R. 10179, made Farm Credit Administration a part of Food Production Administration of Department of Agriculture.

Farm Credit Administration transferred to Department of Agriculture by 1939 Reorg. Plan No. 1, §401, 4 F.R. 2727, 53 Stat. 1423, set out in the Appendix to Title 5, Government Organization and Employees.

EXCEPTIONS FROM TRANSFER OF FUNCTIONS

Functions of Corporations of Department of Agriculture, boards of directors and officers of such corporations; Advisory Board of Commodity Credit Corporation; and Farm Credit Administration or any agency, officer or entity of, under, or subject to supervision of said Administration excepted from functions of officers, agencies, and employees transferred to Secretary of Agriculture by 1953 Reorg. Plan No. 2, §1, effective June 4, 1953, 18 F.R. 3219, 67 Stat. 633, set out as a note under section 2201 of this title.

FARM CREDIT ADMINISTRATION

Establishment of Farm Credit Administration as independent agency, and other changes in status, functions, etc., see section 2241 et seq., of Title 12, Banks and Banking.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 604, 673 of this title.

§ 604. Borrowing money; expenditures; authority of Secretary

(a) The Secretary of Agriculture shall have authority to borrow money upon all cotton in his